

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Judiciary, to which was referred House Bill No. 1259, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 16, after "10." insert "**Above Ground**".
- 2 Page 1, line 16, after "Pools" insert "**at Class 2 Structures**".
- 3 Page 1, line 17, delete "(a) This section applies to a new swimming
- 4 pool that:" and insert "**This chapter applies only to an above ground**
- 5 **swimming pool that is:**
- 6 **(1) installed on property that:**
- 7 **(A) contains a Class 2 structure; and**
- 8 **(B) does not contain a Class 1 structure; and**
- 9 **(2) sold in Indiana after June 30, 2008.**
- 10 **Sec. 2. As used in this chapter, "above ground swimming pool"**
- 11 **means any swimming pool whose sides rest fully above the**
- 12 **surrounding earth.**
- 13 **Sec. 3. As used in this chapter, "swimming pool" has the**
- 14 **meaning set forth in 675 IAC 20-1.1-18.**
- 15 **Sec. 4. The owner of an above ground swimming pool that has**
- 16 **walls that are at least forty-eight (48) inches high shall ensure that**
- 17 **the above ground swimming pool has an access ladder or steps that**
- 18 **may be:**
- 19 **(1) removed; or**
- 20 **(2) secured and locked;**
- 21 **when the above ground swimming pool is not in use."**

1 Page 2, delete lines 1 through 11.
(Reference is to HB 1259 as printed January 25, 2008.)

and when so amended that said bill do pass .

Committee Vote: Yeas 6, Nays 0.

Senator Bray, Chairperson